

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

THE FROMM GROUP, INC.

)
Plaintiff,)

04 CV. 0888A(SC)

- against -)

THE DISNEY STORE, INC., and)

THE WALT DISNEY COMPANY,)

)
Defendants.)

STIPULATION OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), Plaintiff The Fromm Group, Inc. and Defendants Hoop Retail Stores, LLC (erroneously sued herein as The Disney Store, Inc.) and The Walt Disney Company hereby stipulate to dismiss, with prejudice, all claims asserted by the Plaintiff against the Defendants, and to dismiss, without prejudice, all counterclaims and defenses asserted by the Defendants against the Plaintiff. Each of the parties shall bear its own attorneys' fees and costs.

Dated: Buffalo, New York

April 14, 2005

BARTH, SULLIVAN & BEHR

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SO ORDERED:

U.S.D.J.